

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

January 5, 2010

DIVISION ONE

B207817 People (Not for Publication)
v.
McDaniel

The trial court is directed, in Superior Court Case No. BA300137, to: (1) modify the judgment and correct the abstract of judgment to strike the reference to Penal Code section 667.5, subdivision (b) and to reflect the sentence as consisting of the upper term of four years for the violation of Vehicle Code section 10851, pursuant to Penal Code section 666.5; and (2) correct the abstract of judgment to reflect presentence custody credits of 241 actual days and 120 conduct days. In addition, in Superior Court Case No. BA319676, the trial court is directed to modify the judgment and correct the abstract to: (1) reflect a total sentence of 15 years to life, plus 25 years to life; and (2) reflect a court security fee of \$60, pursuant to Penal Code section 1465.8, subdivision (a)(1). In all other respects, the judgment is affirmed.

Johnson, J.

We concur: Mallano, P.J.
 Chaney, J.

[illegible]

The judgment of conviction is reversed.

Rothschild, Acting P.J.

We concur: Chaney, J.
Johnson, J.

January 5, 2010 (Continued)

DIVISION ONE (continued)

B219550 Charles (Not for Publication)

v.

Superior Court, Los Angeles County
(Pasadena Police Department et al., r.p.i.)

The Court:

Therefore, let a peremptory writ issue, commanding respondent Appellate Division to vacate its order of October 1, 2009, denying the petition for writ of mandate to permit Charles to conduct supplemental discovery and to issue a new and different order granting same, except as to witnesses/complainants Jason Padula, Rose Marie Lee and Juana Jimenez, in Appellate Division No. BS122596, entitled Emanuel Charles v. Superior Court (Pasadena Police Department and Officers Karg #4830, Aguilar #0091, Real Parties in Interest).

Mallano, P.J.

Rothschild, J.

Chaney, J.

B218021 Wertheim, LLC, et al.

B218022 v.

B218024 Aneal Omidvar, et al.

B220149

B220150

B220151

Filed order consolidating above captioned appeals.

DIVISION TWO

B211457 People (Not for Publication)

v.

Castro

The judgment is affirmed.

Doi Todd, J.

We concur: Boren, P.J.

Ashmann-Gerst, J.

January 5, 2010 (Continued)

DIVISION TWO (continued)

B211197 People (Not for Publication)

v.
Hernandez

The Court:

The judgment is affirmed.

Doi Todd, Acting P.J., Ashmann-Gerst, J., Chavez, J.

DIVISION FIVE

Court convened at 9:00 a.m.

Present: Turner, P.J., Armstrong, J., Mosk, J. and J. Belcher, Deputy Clerk.

B213072 People v. Saul Vallin

Argument waived, cause submitted.

B214890 Melody Cochran

v.
Anthony Deloney, et al.

Merits:

Argued by Louis Dell for appellant and by Karol Ingber for respondents.
Cause submitted.

B213003 People

V.
Shon Yokely

Merits:

Argued by Peter Gold for appellant and by Michael Katz, deputy attorney general, for respondent. Cause submitted.

DIVISION FIVE (continued)

B212859 Richard Velzen, et al.
 v.
 Jeffrey Willis, et al.

Merits:

Argued by Jeffrey Willis and Richard Perlman appellants in propria persona
and by Jonathan Malek for respondents. Cause submitted.

Court recessed at 9:50 a.m.

Court reconvened at 10:00 a.m.

Present: Turner, P.J., Armstrong, J., Mosk, J. and J. Belcher, Deputy Clerk.

B215299 People v. T.V.

Argument waived, cause submitted.

B212859 Melody Cochran
 v.
 Anthony Deloney, et al.

Merits:

Argued by Stanton Stein for appellant and by Stacey Nakasian for
respondent. Cause submitted.

Court recessed at 10:45 a.m.

Court reconvened at 10:50 a.m.

Present: Turner, P.J., Mosk, J., Kriegler, J., and J. Belcher, Deputy Clerk.

B215364 DCFS v. M.J.

Argument waived, cause submitted.

DIVISION FIVE (continued)

B212719 USA Waste of California
 v.
 City of Irwindale

Merits:
Argued by Anthony Taylor for appellant and by Shaun Murphy for
respondent. Cause submitted.

B219174 Young Suh, et al.
 v.
 Superior Court, Los Angeles County
 (CHA Hollywood Medical Center, r.p.i.)

Merits:
Argued by Jonathan Golding for petitioners and by Timothy McCaffrey and
Lisa Yang for real parties in interest. Cause submitted.

B208451 Chris Burton, et al.
 v.
 City of Los Angeles

Merits:
Argued by Edward Zappia for appellant and by Douglas Benedon for
respondents. Cause submitted.

B211662 Robert Freedman, et al.
 v.
 Kenneth Roberts

Merits:
Argued by Edward Horowitz for appellant and by Dayton Parcels III for
respondents. Cause submitted.

Court recessed at 12:35 p.m.

January 5, 2010 (Continued)

DIVISION FIVE (continued)

Court reconvened at 1:00 p.m.

Present: Turner, P.J., Mosk, J., Kriegler, J., and D. Nolan, Deputy Clerk.

Each of the following:

B214340 People v. Borrayo & Ramirez
B217320 DCFS v. K.H.

Argument waived, cause submitted.

B213868 People
 v.
 Stacey Johnson

Merits:

Argued by Cindy Brines for appellant and by Tannaz Kouhpainezhad, deputy attorney general, for respondent. Cause submitted.

B210895 Sam Ghardran
 v.
 Alex Gorabi

Merits:

Argued by Jeanne Collachia for appellant and by John Wilson for respondent. Cause submitted.

B215912 Countrywide Financial Corp.
 v.
 Thomas Bundy

Merits:

Argued by Sigrid McCawley for appellants and by Andrew Paley for respondents. Cause submitted.

Court adjourned.

January 5, 2010 (Continued)

DIVISION SIX

B212964 Canton (Not for Publication)
v.
Gustafson

The orders are affirmed. Gustafson shall bear costs on appeal.

Gilbert, P.J.

We concur: Yegan, J.
Coffee, J.

DIVISION SEVEN

[illegible]

The judgment is affirmed.

Woods, Acting P.J.

We concur: Zelon, J.
 Jackson, J.

DIVISION EIGHT

B201113 Oakhurst Industries, Inc.
v.
Tubeway Associates, L.P.,

Filed order denying petition for rehearing.